

Message Text

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ACTION OFA-01

INFO OCT-01 EUR-12 ISO-00 SSO-00 NSCE-00 USIE-00 INRE-00

ERDE-00 ACDA-10 AGR-10 AID-05 CEA-01 CEQ-01 CG-00

CIAE-00 CIEP-02 COME-00 DLOS-04 DODE-00 DOTE-00 EB-07

EPA-04 ERDA-07 FEAE-00 FMC-02 TRSE-00 H-02 INR-07

INT-05 IO-10 JUSE-00 L-03 NSAE-00 NSC-05 NSF-02

OES-05 OMB-01 PA-02 PM-04 PRS-01 SP-02 SS-15 AF-06

ARA-10 EA-09 NEA-10 /166 W
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FM AMEMBASSY PARIS

TO SECSTATE WASHDC IMMEDIATE 4243

UNCLAS PARIS 26833

E.O. 11652: N/A

TAGS: EFIS PLOS IATTC

SUBJECT: DRAFT U.S. RESOLUTION ON ENFORCEMENT.

1. FOLLOWING IS TEXT OF DRAFT RESOLUTION PRESENTED
BY USDEL AT IATTC MEETING AS REPORTED SEPTTEL.
QUOTE: DRAFT: RESOLUTION OF THE 18TH INTERGOVERN-
MENTAL MEETING ON CONSERVATION OF YELLOWFIN TUNA ON
CONSERVATION OF YELLOWFIN TUNA.

WHEREAS AN INTERNATIONAL CONSERVATION PROGRAM CAN
ONLY BE AS EFFECTIVE AS THE ENFORCEMENT OF THE AGREED
CONSERVATION MEASURES, AND

WHEREAS THE NATURE OF THE COMMISSION'S REGULATORY
PROGRAM NECESSITATES COOPERATION AMONG STATES TO EN-
SURE ITS EFFECTIVE IMPLEMENTATION,

THE 18TH INTERGOVERNMENTAL MEETING ON THE CONSERVATION
OF YELLOWFIN TUNA RECOMMENDS THAT THE FOLLOWING PRO-
VISIONS BE INCORPORATED IN THE RESOLUTION OF THE 32ND

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MEETING OF THE INTER-AMERICAN TROPICAL TUNA COMMISSION,

CALLING UPON THE MEMBER GOVERNMENTS TO:

1. ADOPT APPROPRIATE LAWS AND REGULATIONS TO PROHIBIT AND PUNISH THE TAKING OF TUNA IN CONTRAVENTION OF THE COMMISSION'S RECOMMENDATIONS BY VESSELS OF THEIR FLAG OR BY ANY VESSEL OR PERSON OFFLOADING OR TRANS-SHIPPING TUNA WITHIN THEIR JURISDICTION.

2. ENSURE THAT THE ACTIVITIES OF THEIR FLAG VESSELS FISHING FOR TUNA IN THE EASTERN TROPICAL PACIFIC DURING ANY CLOSED SEASON APPLICABLE TO SUCH VESSELS ARE ADEQUATELY RECORDED AND MONITORED. FOR THIS PURPOSE:

A. SUCH VESSELS SHALL KEEP ACCURATE DAILY LOGS OF ALL TUNA OPERATIONS AND THE LOCATION OF SUCH OPERATIONS, WHICH LOGS SHALL BE REGULARLY INSPECTED BY AUTHORIZED OFFICIALS OF THE FLAG STATE;

B. SUCH VESSELS SHALL REPORT DAILY BY RADIO, ON A FREQUENCY OF (BLANK), WHEN THEY ARE OUTSIDE THE CYRA, AND REPORT IMMEDIATELY BY RADIO, ON A FREQUENCY OF (BLANK), EACH CROSSING INTO OR OUT OF THE CYRA;

C. A VESSEL FISHING BOTH WITHIN AND OUTSIDE THE CYRA ON THE SAME TRIP DURING A CLOSED SEASON APPLICABLE TO SUCH VESSEL SHALL BE DEEMED TO HAVE CAUGHT ALL TUNA ON BOARD IN THE CYRA UNLESS TUNA CAUGHT WITHIN OR OUTSIDE THE CYRA HAS BEEN STORED AND IDENTIFIED UNDER SEAL OF AN OFFICIAL DULY AUTHORIZED BY THE FLAG STATE BEFORE THE VESSEL TRANSFERS ITS FISHING OPERATIONS TO AN AREA WITHIN OR OUTSIDE THE CYRA AS THE CASE MAY BE.

3. INSPECT, OR ARRANGE FOR THE INSPECTION, OF ALL OFFLOADING AND TRANS-SHIPMENTS OF TUNA FROM VESSELS OF THEIR FLAG FISHING FOR TUNA IN THE CYRA DURING A CLOSED SEASON APPLICABLE TO SUCH VESSELS. MEMBER STATES THAT PERMIT SUCH OFFLOADING OR TRANS-SHIPMENT WITHIN THEIR JURISDICTION BY FOREIGN FLAG VESSELS SHALL COOPERATE WITH THE FLAG STATE IN ENSURING ADEQUATE INSPECTION.

4. IMPOSE PENALTIES ADEQUATE IN SEVERITY TO DETER VIOLATIONS OF THE COMMISSION'S RECOMMENDATIONS AND MEASURES ADOPTED TO MONITOR AND ENSURE COMPLIANCE THEREWITH.

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5. COOPERATE WITH OTHER MEMBER GOVERNMENTS IN PROMOTING EFFECTIVE IMPLEMENTATION OF THIS RECOMMENDATION, AND CONSIDER AND TAKE APPROPRIATE ACTION ON REPORTS OF DULY AUTHORIZED OFFICIALS OF OTHER MEMBER GOVERNMENTS RELATED TO TUNA FISHING IN THE CYRA.

6. COOPERATE WITH OTHER MEMBER GOVERNMENTS IN REVIEWING THE OPERATION OF THIS RECOMMENDATION. UNQUOTE
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